

APR 19 2007

S/N 10/714,836

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant: | WEI ET AL. | Examiner: | UNKNOWN |
| Serial No.: | 10/714,836 | Group Art Unit: | 1751 |
| Filed: | NOVEMBER 14, 2003 | Docket No.: | 163.1141USC6 |
| Confirmation No.: | 3220 | Customer No.: | 23552 |
| Title: | BINDING AGENT FOR SOLID BLOCK FUNCTIONAL MATERIAL | | |

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on

4-19-07

By:

Name:

Kay Fahland
*Kay Fahland*TERMINAL DISCLAIMER TO OBVIATE
A DOUBLE PATENTING REJECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Petitioner, Ecolab Inc., a corporation organized and existing under the laws of the State of Minnesota and having its primary place of business at Ecolab Center, St. Paul, MN 55102, represents that it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/714,836, filed on November 14, 2003 and entitled BINDING AGENT FOR SOLID BLOCK FUNCTIONAL MATERIAL.

Petitioner, Ecolab Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent Nos. 6,258,765, 6,653,266, 6,150,324, 6,156,715, 6,410,495, 6,436,893, 6,660,707, 6,177,392, 6,583,094, 6,831,054, 7,087,569, and 7,094,746 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Nos. 6,258,765, 6,653,266, 6,150,324, 6,156,715, 6,410,495, 6,436,893, 6,660,707, 6,177,392, 6,583,094, 6,831,054, 7,087,569, and

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App. No.: 10/714,836
Art Unit: 1751

7,094,746, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of United States Patent Nos. 6,258,765, 6,653,266, 6,150,324, 6,156,715, 6,410,495, 6,436,893, 6,660,707, 6,177,392, 6,583,094, 6,831,054, 7,087,569, and 7,094,746, in the event that United States Patent Nos. 6,258,765, 6,653,266, 6,150,324, 6,156,715, 6,410,495, 6,436,893, 6,660,707, 6,177,392, 6,583,094, 6,831,054, 7,087,569, and 7,094,746 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

Date: 19 April '07

Mark T. Skoog
By: Mark T. Skoog
Reg. No. 40,178
Title: Attorney of Record